

Introduced by Senator Monteith

February 25, 1999

An act to amend Section 76104 of the Government Code, relating to emergency medical services.

LEGISLATIVE COUNSEL'S DIGEST

SB 939, as amended, Monteith. Emergency medical services: county funding.

Existing law requires certain counties, and authorizes all other counties, to provide penalty revenue funding for emergency medical services, as specified.

This bill would specify that a county shall not be required to provide an amount for these purposes in excess of the penalty assessment receipts authorized for this purpose.

The bill would also specify that it shall become operative only if SB 623 is enacted and takes effect, in which case it shall become operative at the same time SB 623 becomes operative.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 76104 of the Government Code
- 2 is amended to read:
- 3 76104. (a) For purposes of supporting emergency
- 4 medical services pursuant to Chapter 2.5 (commencing
- 5 with Section 1798.98a) of Division 2.5 of the Health and

1 Safety Code, the board of supervisors of any county which
2 established in the county treasury an Emergency Medical
3 Services Fund prior to June 1, 1991, shall continue that
4 fund using penalty revenues pursuant to Section 76000 as
5 specified in the resolution or resolutions adopted by the
6 board of supervisors prior to June 1, 1991, to create that
7 fund. Except as provided in subdivision (d), the amount
8 deposited in that fund shall be at and shall not exceed the
9 corresponding amount for the 1990–91 fiscal year, plus a
10 percentage representing the growth, if any, in the fines
11 and forfeitures collected in comparison with the 1990–91
12 fiscal year, not to exceed 10 percent per fiscal year.

13 (b) For any county which established an Emergency
14 Medical Services Fund prior to June 1, 1991, and for which
15 that fund has not received deposits for 12 full months of
16 collections of the penalty, the 1990–91 fiscal year shall be
17 computed by projecting actual collection experience to
18 produce an estimated annual amount.

19 (c) The board of supervisors of a county that has not
20 established an Emergency Medical Services Fund prior
21 to July 1, 1991, may set aside up to 28 percent of the total
22 revenue from the penalty established pursuant to Section
23 76000 in the county treasury for purposes of supporting
24 emergency medical services pursuant to Chapter 2.5
25 (commencing with Section 1797.98a) of Division 2.5 of
26 the Health and Safety Code.

27 (d) Notwithstanding any other provision of law, in
28 complying with this section, a county shall not be
29 required to contribute an amount in excess of the receipts
30 of the penalty assessment authorized for this purpose.

31 (e) The fund moneys shall be held by the county
32 treasurer separate from any funds subject to transfer or
33 division pursuant to Section 1463 of the Penal Code. The
34 moneys of the Emergency Medical Services Fund shall be
35 payable only for the purposes specified in Chapter 2.5
36 (commencing with Section 1798.98a) of Division 2.5 of
37 the Health and Safety Code.

38 *SEC. 2. This act shall become operative only if Senate*
39 *Bill 623 is enacted and takes effect, in which case it shall*

1 *become operative at the same time Senate Bill 623*
2 *becomes operative.*

O

